

**PRIVATE SECURITY ADVISORY COMMITTEE
MINUTES
MADISON, WISCONSIN
November 11, 1999**

PRESENT: Edward Byrne, Jerrold Antoon, Mark Harder, Mark Kirch, James Martin, Shawn Smith, Dennis Brewer, Hugh Martin, Dejustice Coleman

EXCUSED: Oscar Mireles, Darlyne Barlow, Mark Riesinger

STAFF PRESENT: Clete Hansen, Becky Fry; Bill Black, Legal Counsel, for a portion of the meeting.

CALL TO ORDER

The meeting was called to order at 10:03 a.m. by Clete Hansen, Chair, upon confirmation that the public notice was timely given

AGENDA

The agenda were informally approved.

MINUTES (09/09/99)

Mark Kirch indicated that a motion made regarding the Committee recommending that the Department try to get the law amended so private security personnel be clearly permitted to provide security services off of private property, was not included in the minutes of 9/9/99. [Editor's note: the motion was passed at an earlier meeting.]

MOTION: Jerry Antoon moved, seconded by Edward Byrne, to approve the minutes, as written. Motion carried unanimously.

ADMINISTRATIVE REPORT

Secretary Marlene Cummings was not available to appear before the committee.

Clete Hansen welcomed and introduced two new Committee members, Hugh Martin and Dejustice Coleman, and asked them to give the Committee some history about themselves. The other members of the Committee introduced themselves.

Edward Byrne informed the Committee that former Committee member Richard Scanlon will be retiring from the Madison Police Department in January and Tom Kocourek's wife's health is failing.

Roster

Clete Hansen referred to the roster, indicated that a vacancy should still be listed, and asked the Committee to indicate any other changes or corrections.

Biennial Budget Bill

Clete Hansen reviewed the increase in the renewal fees for private security persons.

Revised Application for Private Security Permits

The Committee received and reviewed the revised application packet. Some minor changes were suggested, including adding the word “sworn” when making reference to a police officer.

A Committee member expressed dissatisfaction with the amount of time that is needed for the Department to receive a criminal records report from the FBI when applying for a permit. The Committee member indicated that a certifiable law enforcement officer who has gone through police firearms and Defense and Arrest Tactics (DAAT), or a person who is a Department of Natural Resources warden during the summer, is not a police officer and is subject to wait the 5-month waiting period. The Committee member felt this is unreasonable and causes a hardship for some agencies that consist of predominately armed security people and rely on military police and part-time, temporary law enforcement officers.

Clete Hansen indicated that the 5-month waiting period is an amount of time indicated on the application in the event that the procedure should take that long. He clarified that at the present time the information checks take up to 2 months.

Clete Hansen referred to the summary of actions of the Private Detective Advisory Committee and their concern with leveling the playing field through a change in the statutes to create a separate license for “executive protection” and that they be permitted to carry a concealed weapon. He indicated that he did put some “exception” language for police officers into the application form, but he could not agree with the recommendation to make an exception for an individual who has completed the recruit school approved by the Training and Standards Bureau, but is not yet a police officer.

Clete Hansen explained that Mike Moschkau from CIB was not able to attend this meeting, but will be invited to attend the next meeting. Mr. Hansen informed the Committee that he has asked that the Department be permitted to access the National Crime Information Center (NCIC), to be able to do the electronic federal search, which would speed up the process.

A Committee member indicated that, though the NCIC check is a great instantaneous check, it does not verify identity. Finger print cards would have to be sent as a follow-up.

Regulatory Digest

Noted.

REPORT OF THE FIREARMS SUB-COMMITTEE

Clete Hansen reviewed issues discussed at the Firearms Subcommittee meeting held in October, which include: dim-light firing, the 36-hour training course, the 6-hour refresher course, using the Training and Standards Bureau training manual versus the creation of a manual just for private security, and the creation of a 3rd category for firearms instructor training for individuals who are not Department of Justice or National Rifle Association (NRA) approved firearms instructors.

The Committee discussed DAAT training. They indicated there is a big difference between DAAT training and DAAT certification.

OLD BUSINESS

Education and Training Of Private Security Personnel

The Committee discussed the importance of education and training of security guards.

Ed Byrne summarized the suggestion of progressive licensing of security persons.

The Committee discussed including endorsements for various skill levels on the private security license identifying the degree of training for the individual. Some members liked the idea of classifications of security guards; however, the problem would be the enforcement or regulation of the classifications or endorsements.

Committee members suggested that a form letter be sent to every licensed agency that has security officers in some capacity, stating that we believe that there are many unlicensed practice violations and requesting a list of the private security people employed by each agency.

Another Committee member felt the classification or endorsement idea was unnecessary and it would create a nightmare. He indicated that all security guards should be classified the same and if they are unable to fulfill those expectations, they should not be working as a security guard.

The Committee discussed the workload of the Division of Enforcement and screening procedures and the lack of authority over unlicensed practice. A Committee member

recommended a separate enforcement unit for private detectives and private security personnel.

A Committee member summarized that at the present time, the purpose of licensing is limited to only keeping out people who have undesirable criminal backgrounds. He indicated that the desirable future direction of regulation and licensing of private security would be to increase professional competence of people performing security services.

The Committee discussed requiring a minimum amount of training and where that training would be given. Requirements for private security licensing currently consist of the payment of a fee and submission of identity for purposes of a criminal background check. There are no requirements for training, performance or successful passing of an exam.

Discussion will continue at the next meeting.

MISCELLANEOUS INFORMATION/CORRESPONDENCE

Nothing to report at this time.

ADJOURNMENT

The meeting was informally adjourned at 12:04 p.m.

NEXT MEETING DATE

The next meeting was scheduled for Thursday, February 10, 2000, at 9:30 a.m.